1 2 3 4 5 6 7 8 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA 9 10 11 MARIA SIGALA, et al., Case No.: 1:22-cv-00106-DAD-BAK (EPG) 12 Plaintiffs, ORDER TO SHOW CAUSE WHY ACTION SHOULD NOT BE DISMISSED FOR FAILURE 13 v. TO COMPLY WITH THE COURT'S ORDERS 14 CITY OF MCFARLAND, et al., [21-DAY DEADLINE] 15 Defendants. 16 On May 13, 2022, the Court issued an order directing plaintiff to file a motion for appointment 17 of a guardian ad litem no later than June 13, 2022. (ECF No. 9). The deadline has passed, and the 18 plaintiff has not complied with the Court's order. 19 The Local Rules, corresponding with Federal Rule of Civil Procedure 11, provide, "[f]ailure of 20 counsel or of a party to comply with . . . any order of the Court may be grounds for imposition by the 21 Court of any and all sanctions . . . within the inherent power of the Court." Local Rule 110. "District 22 courts have inherent power to control their dockets" and, in exercising that power, may impose 23 24 sanctions, including dismissal of an action. Thompson v. Housing Auth., City of Los Angeles, 782 F.2d 25 829, 831 (9th Cir. 1986). A court may dismiss an action based on a party's failure to prosecute an action, obey a court order, or comply with local rules. See, e.g., Ferdik v. Bonzelet, 963 F.2d 1258, 26 27 1260-61 (9th Cir. 1992) (dismissal for failure to comply with a court order to amend a complaint); 28 Malone v. U.S. Postal Service, 833 F.2d 128, 130-31 (9th Cir. 1987) (dismissal for failure to comply

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with a court order); Henderson v. Duncan, 779 F.2d 1421, 1424 (9th Cir. 1986) (dismissal for failure to prosecute and to comply with local rules). Accordingly, the Court ORDERS the plaintiff to show cause in writing, within 21 days of the date of service of this order, why this action should not be dismissed for failure to comply with the Court's orders. Alternatively, within that same time, the plaintiff may file a motion for appointment of a guardian ad litem. The failure to comply with this order will result in a recommendation that the Court dismiss the action. IT IS SO ORDERED. UNITED STATES MAGISTRATE JUDGE Dated: **June 21, 2022**